

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

GRACE SMITH,

Plaintiff,

v.

SUN LIFE ASSURANCE COMPANY
OF CANADA,

Defendant.

ENTERED

FEB 26 1999

CIVIL ACTION NO-CV-98-L-1105-S

99 FEB 26 AM 11:50
U.S. DISTRICT COURT
N.D. OF ALABAMA

FILED

MEMORANDUM OPINION

This matter comes before the court on defendant's Motion For Summary Judgment, filed February 4, 1999. Under the terms of the Plan, defendant Sun Life had the authority to request satisfactory proof of plaintiff's disability. Plaintiff failed to complete the most basic of documents, a signed Physician's Statement of Disability, and thus Sun Life's denial of plaintiff's claim for benefits was reasonable. The defendant's motion for summary judgment as to the plaintiff's claims is therefore due to be GRANTED. A separate judgment will be entered.

Done this 26 day of February, 1999.


Senior Judge